IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 15TH OCTOBER 2007 / 23RD ASWINA 1929

Bail Appl..No. 6255 of 2007()

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CRIME NO. 243/2007 OF NALLALAM POLICE STATION

PETITIONER/ACCUSED NO.6

RASAL BABU, S/O. RASAK,
AGED 30 YEARS, RESIDING AT PEZHAVA VEETTIL
UNNICHERAM PARAMBU, CHERUVANNUR, KOZHIKODE.

BY ADV. SRI.SUNNY MATHEW

RESPONDENTS: COMPLAINANT

STATE OF KERALA THROUGH THE
SUB INSPECTOR OF POLICE
NALLALAM POLICE STATION
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR ADV.SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 15/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.6255 of 2007

Dated this the 15th day of October, 2007

ORDER

This application is for regular bail. The petitioner is the 6th accused. He faces allegations along with co-accused for offences punishable, inter alia, under Section 364 A I.P.C. I have adverted to facts in detail earlier while considering the application for regular bail of 4 of the co-accused in the order dated 5th September, 2007 in B.A.No.5278 of 2007. The alleged incident took place on 4.8.07. The petitioner was arrested and his arrest was recorded in this crime on 23.08.07. He continues in custody from that date.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can also be granted regular bail now. In the absence of opposition and in the light of the detailed advertence to facts in the said earlier application for bail, I am satisfied, that it is not necessary to advert to facts again in any further detail in this order.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.1,00,000/- (Rupees One lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of three months and thereafter as and when directed by the Investigating Officer in writing to do so;

iii) Except for the purpose of complying with condition No.(ii) above, the petitioner shall not enter the jurisdiction of Nallalam Police Station until further orders without the prior permission of the learned Magistrate.

(R.BASANT, JUDGE)

rtr/-